

DAVIS WRIGHT TREMAINE LLP

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9 Attorneys for Defendants and Claimant
 10 BARRY COHEN, CHRIS COHEN (aka CHRISTENE COHEN), the F/V POINT LOMA and
 11 Claimant, F/V POINT LOMA Fishing Company, Inc.

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UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

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DAVIS WRIGHT TREMAINE LLP

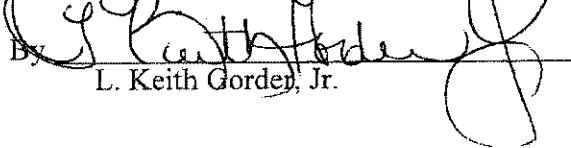
1 rates and policies, I evaluate our rates and policies against the rates and policies of other law firms
 2 in San Francisco – particularly those of comparable size, expertise, and reputation.

3 3. The billing rates as of January 1, 2008, for attorneys at DWT were generally at or
 4 below the third quartile of the range of rates as compared to fifty-two other large peer firms (151
 5 or more attorneys firm-wide) with either their headquarters or branch offices in San Francisco, as
 6 measured by independently compiled survey data. The billing rate for associate Gwen Fanger,
 7 who graduated from law school in 1997 and whose rate is set at a level with associates who have
 8 been practicing for six years, was \$350 as of January 1, 2008. The first quartile rate for associates
 9 of this tenure as of January 1, 2008, was \$505, the median rate was \$435, and the third quartile
 10 rate was \$375. Ms. Fanger's rate ranked in the lowest quartile of rates for peer firms. The billing
 11 rate for partner James Walsh, who graduated from law school in 1970 and has been practicing
 12 approximately thirty-eight years, was \$520 as of January 1, 2008. The first quartile rate for
 13 partners with greater than thirty-five years tenure as of January 1, 2008, was \$776, the median rate
 14 was \$673, and the third quartile rate was \$591. Mr. Walsh's rate ranked in the bottom quartile of
 15 rates for peer firms.

16 4. DWT's policies regarding which costs and expenses to pass onto clients are typical
 17 of other law firms in San Francisco, and in some cases are more generous than such firms. DWT
 18 typically charges clients for copying expenses, travel expenses, expert fees, computerized research
 19 service, and in-house messenger services. The prices that DWT charges for those items are typical
 20 compared to other San Francisco firms. DWT, in contrast to some other firms, does not bill
 21 clients for long distance phone calls, and DWT bills for computerized legal research at "cost"
 22 instead of marking up such expenses.

23 I declare under penalty of perjury under the laws of the United States that the foregoing is
 24 true and correct.

25 DATED this 10th day of July, 2008 in Seattle, Washington.

26 
 27 By L. Keith Gorder, Jr.

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